

**FOURTH DAY**

(Monday, January 19, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Lane
Baker	Moffett
Bradshaw	Moore
Colson	Parkhouse
Crump	Phillips
Dies	Ratliff
Fly	Reagan
Fuller	Roberts
Gonzalez	Rogers
Hardeman	Secrest
Hazlewood	Smith
Herring	Weinert
Hudson	Willis
Kazen	Wood
Krueger	

Absent—Excused

Martin	Owen
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A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, January 15, 1959 was dispensed with and the Journal was approved.

**Leaves of Absence**

Senator Martin was granted leave of absence for today on account of illness in the family on motion of Senator Aikin.

Senator Owen was granted leave of absence for today on account of important business on motion of Senator Hudson.

**Senate Concurrent Resolution 3**

Senator Weinert offered the following resolution:

S. C. R. No. 3, Adopting Joint Rules for Fifty-sixth Legislature.

Be it resolved by the Senate, the House of Representatives concurring, that the Joint Rules of the Senate and the House of Representatives of the 55th Legislature, as printed in the Legislative Manual of the 55th Legislature, be and the same are

hereby adopted as the permanent Joint Rules of the Senate and House of Representatives of the 56th Legislature.

The resolution was read and was adopted by the following vote:

Yeas—26

Baker	Krueger
Bradshaw	Lane
Colson	Moffett
Crump	Moore
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Secrest
Herring	Weinert
Hudson	Willis
Kazen	Wood

Nays—1

Aikin

Absent

Rogers	Smith
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Absent—Excused

Martin	Owen
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**Senate Concurrent Resolution 4**

Senator Hardeman offered the following resolution:

S. C. R. No. 4, Providing Joint Session to hear address of Governor Price Daniel on January 21, 1959.

Resolved by the Senate of the State of Texas, the House of Representatives concurring, that the Senate and House meet in joint session in the House of Representatives at 11:00 a.m., January 21, 1959; and be it further

Resolved, That His Excellency, Price Daniel, Governor of the State of Texas, be and he is hereby invited to address the Regular Session of the 56th Legislature in joint session at that time.

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the resolution was considered immediately and was adopted.

**Senate Resolution 8**

Senator Herring offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate the 5th Grade Class of Reilly School in Austin, Travis County, Texas, accompanied by their teachers, Mrs. John Breient and Miss Billye Funk; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed, bearing the official seal of the Senate, be mailed to their class in recognition of their visit.

The resolution was read and was adopted.

Senator Herring by unanimous consent presented the students and their teachers to the Members of the Senate.

#### Senate Resolution 9

Senator Willis offered the following resolution:

Whereas, The Un-American Activities Committee of the United States House of Representatives was established some twenty years ago to expose and halt the infiltration of subversive elements in our Country; and

Whereas, Because of its great work in ferreting out the enemies of our American way of life, this great committee was given a permanent status by the U. S. Congress; and

Whereas, The House Un-American Activities Committee has worked closely with J. Edgar Hoover and all National and State Agencies in fighting Communism and other un-American activities; and

Whereas, The Honorable Martin Dies of Texas was the author of the legislation that set up this great Committee, was its first Chairman and worked untiringly and unceasingly for over twenty years to expose and stop each and any form of un-American activity; and

Whereas, The House Un-American Activities Committee through Martin Dies, its members and staff, has rendered permanent and invaluable services to our nation; and

Whereas, There has been introduced in this session of Congress, House Resolution No. 53 to abolish

this great House Committee on Un-American Activities; now, therefore, be it

Resolved, By the Senate of the State of Texas, that the Senate voice its opposition to House Resolution No. 53, and urge each member of the United States Congress from Texas to oppose its passage; and, be it further

Resolved, That a copy of this Resolution be sent to Speaker Sam Rayburn and to each member of the United States House of Representatives from Texas.

The resolution was read.

On motion of Senator Willis and by unanimous consent the resolution was adopted.

#### House Concurrent Resolution 2 on First Reading

The following resolution received from the House was read the first time and referred to the committee indicated:

H. C. R. No. 2, To the Temporary Committee on Finance.

(President in the Chair.)

#### Resolution Signed

The President signed in the presence of the Senate after the caption had been read the following enrolled resolution:

S. C. R. No. 1, Providing Joint Session to canvass votes for Governor and Lieutenant Governor and Committee to make plans for inauguration.

#### Motion to Recess

On motion of Senator Hardeman the Senate agreed to stand recessed at the conclusion of the Joint Session held pursuant to the provisions of S. C. R. No. 1 until 11:15 o'clock a.m. tomorrow.

#### Joint Session

(To Count Votes for Governor and Lieutenant Governor)

The President announced that the hour for the Joint Session of the two Houses to count the votes for Governor and Lieutenant Governor pursuant to the provisions of S. C. R. No. 1 had arrived.

Accordingly, the Senators present accompanied by the Secretary of the Senate and the Sergeant-at-Arms, repaired to the Hall of the House of Representatives at 10:50 o'clock a.m.

The Senators were announced at the Hall of the House and were admitted and escorted to seats already prepared for them along the aisle.

The President Pro Tempore by invitation of the Speaker of the House, occupied a seat on the Speaker's stand.

The President Pro Tempore called the Senate to order and announced a quorum of the Senate present.

The Speaker of the House announced the purpose of the Joint Session.

A quorum of the House was announced present.

Speaker Carr then requested the tellers appointed pursuant to the provisions of S. C. R. No. 1 to come forward and receive the returns of votes cast for Governor and Lieutenant Governor at the General Election, which returns had been duly delivered by The Secretary of State to the Speaker of the House of Representatives.

Senators Moffett, Chairman, Krueger, Ratliff, Martin and Secrest, on the part of the Senate, and Representatives Barton, Anderson, Cook, Crosthwait and Bass, on the part of the House, then received the returns and proceeded to count the votes cast for Governor and Lieutenant Governor at the last General Election.

#### At Ease

At 11:02 o'clock a.m. the Speaker announced that the Joint Session would stand At Ease pending the counting of the votes.

#### In Legislative Session

The Speaker of the House called the Joint Session to order at 12:05 o'clock p.m.

(President Pro Tempore in the Chair.)

When the count was completed, the tellers presented the following report, which was read to the Joint Session:

Austin, Texas,  
January 19, 1959

Honorable George Parkhouse,  
Acting President of the Senate.

Honorable Waggoner Carr,  
Speaker of the House of Representatives.

Sirs: We, the Joint Committee of

Tellers appointed by the presiding officers of the Senate and House of Representatives to canvass the votes cast at the last general election held in the State of Texas on November 4, 1958, for Governor and Lieutenant Governor of the State of Texas as shown by returns delivered to us by the Secretary of State, beg leave to report that we have performed that duty and that the result of our canvass is as follows:

There were cast for Governor:

Price Daniel, Democratic Party	695,779
Edwin S. Mayer, Republican Party	94,086
Others	115

There were cast for Lieutenant-Governor:

Ben Ramsey, Democratic Party	683,683
Philip Lee Eubank	23,099
Others	17

Your attention is called to the fact that no official election returns were received by the Secretary of State from the following counties:

Respectfully submitted,

BARTON  
ANDERSON  
COOK  
CROSTHWAIT  
BASS

On the Part of the House.

MOFFETT  
KRUEGER  
SECREST  
RATLIFF

On the Part of the Senate.

Whereupon the Speaker of the House made the following announcement:

Honorable Price Daniel, having received the highest number of votes cast, I, by virtue of the authority vested in me by the Constitution and the laws of the State of Texas, declare him duly, legally and constitutionally elected Governor of the State of Texas for the ensuing term of two years; and Honorable Ben Ramsey, having received the highest number of votes cast, I, by virtue of the authority vested in me by the Constitution and the laws of the State of Texas, declare him duly, legally and

constitutionally elected Lieutenant Governor of the State of Texas for the ensuing term of two years.

The President Pro Tempore announced the business of the Joint Session concluded.

#### Recess

The President Pro Tempore declared the Senate recessed at 12:10 o'clock p.m. until 11:15 o'clock a.m. tomorrow in accordance with a motion previously adopted in the Senate.

**In Memory of**  
**Lieutenant-Colonel R. J. Meskill**

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Senator Gonzalez offered the following resolution:

(Senate Resolution 10)

Whereas, Our Heavenly Father, in His infinite wisdom did call from his earthly labors, Lt. Col. R. J. Meskill, of San Antonio, Texas; and

Whereas, Colonel Meskill was the retired postmaster of Texas City. He won several international and inter-allied horsemanship and shooting championships while serving with the 7th Cavalry after World War I; and

Whereas, He is survived by his wife, Mrs. Cora M. Meskill; two sons, R. J., Jr., and William D. Meskill, San Antonio; three daughters, Miss Cora E. Meskill and Miss Catherine Jane Meskill, San Antonio, and Sister Miriam V. I., Houston; three sisters, Mrs. M. J. Herwood, Los Angeles, Mrs. Mary Chamberlain, Springfield, Mass., and Miss Josie Meskill, Cork, Ireland; and three brothers, Dan, John and James Meskill; and

Whereas, It is the desire of the Senate to pay tribute to the memory of this fine public spirited citizen who contributed so much to his city, State, and especially to the City of San Antonio; now, therefore, be it

Resolved, by the Senate of Texas, That we extend our sincere sympathy to the family of Lt. Col. R. J. Meskill; that a copy of this resolution be sent to each member of his family; and that a page in today's Journal be devoted to his memory; and that when the Senate adjourns today, it do so in memory of Lt. Col. R. J. Meskill.

The resolution was read and was adopted by a rising vote of the Senate.